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December 3, 2004

VIA FACSIMILE

Office of Petitions
Commissioner for Patents
Alexandria, VA 22313-1450

**RENEWED PETITION UNDER 37 CFR
1.137(b)**

Re: **Application No. 09/788,047**
Title: ACETIC ANHYDRIDE, METHOD OF PURIFYING CRUDE ACETIC
ANHYDRIDE, AND METHOD OF PRODUCING
POLYOXYTETRAMETHYLENE GLYCOL USING ACETIC ANHYDRIDE
Filing Date: February 16, 2001
Our File No. 60586-300501

Dear Sirs:

I respectfully submit a Renewed Petition under 37 CFR 1.137(b) based on the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.377(b) filed August 12, 2004, to revive the above-identified application. The application became abandoned for failure to file a timely response to the final Office Action mailed on August 12, 2003, pursuant to 37 CFR 1.113.

On August 12, 2004, the aforementioned petition was filed with amendments to the claims. The Petitions Examiner dismissed the petition in a letter mailed on November 23, 2004, stating that the amendment did not *prima facie* place the application in condition for allowance. Thus, I submit a Renewed Petition under 37 CFR 1.137(b) in addition to a Request for Continued Examination (RCE) pursuant to 37 CFR 1.114 and the appropriate fee pursuant to 37 CFR 1.17(e).

The Petitioners Examiner also noted that the Power of Attorney submitted with the petition filed on August 12, 2004, did not comply with 37 CFR 3.73(b). Thus, included is a Statement under 37 CFR 3.73(b) detailing the requisite assignment recordation for the above-identified application in addition to a copy of the Power of Attorney.

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**RENEWED PETITION UNDER 37 CFR
1.137(b)**

The fees for filing the August 9, 2004 Petition to Revive an Unintentionally Abandoned Application and an extension for reply within fifth month was previously paid. The fee for filing the RCE is enclosed. It is believed that no further fees are required. However, if it is determined that further fees are required, please charge our deposit account, No. 50-1901, for any fees associated with this request.

Respectfully submitted,



Customer No. 34,205

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RESUBMITTING

DEC 03 2004

PTO/SB/64 (11-03)

Approved for use through 07/31/2006 OMB 0651-0031

US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.377(b)**Docket Number (Optional)
60586-300501

First named inventor: Seiji Nishioka

Art Unit: 1711

Application No.: 09/788,047

Examiner: Rabon A. Sergeant

Filed: February 16, 2001

**Title: ACETIC ANHYDRIDE, METHOD OF
PURIFYING CRUDE ACETIC ANHYDRIDE AND
METHOD OF PRODUCING
POLYOXYTETRAMETHYLENE GLYCOL USING
ACETIC ANHYDRIDE**Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 872-9306

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications, and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity fee \$ _____. (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity fee \$ 1,330.00. (37 CFR 1.17(m)).

2. Reply and/or Fee

- A. The reply and/or fee to the above-noted Office Action in the form of:
- ☒ Response to the Office Action, Petition for Extension of Time, Power of Attorney
- ☐ has been filed previously on _____
- ☒ is enclosed herewith.
- B. The issue fee of \$ _____.
- ☐ has been filed previously on _____
- ☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officers, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, Alexandria, VA 22313-1450.

PTO/SB/64 (11-03)

Approved for use through 07/31/2006 OMB 0651-0031

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3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c) subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

OPPENHEIMER WOLFF & DONNELLY LLP

August 9, 2004

Date

Signature

612.607.7595

Telephone Number

Barbara A. Wrigley, Reg. No. 34,950
Oppenheimer Wolff & Donnelly LLP
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Minneapolis, MN 55402-1609

ENCLOSURES

- ☒ Fee payment
- ☒ Response to Office Action
- ☒ Petition for Extension of Time
- ☒ Power of Attorney
- ☐ Terminal Disclaimer
- ☐ Additional sheets containing statements establishing unintentional delay
- ☒ Other Return Postcard

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

August 9, 2004

Date

Barbara K. Taken
Barbara K. Taken